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11 Attorneys for Plaintiff/Defendant/Third Party
12 Plaintiff GLASFORMS, INC., a California
corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

16 DONG AH TIRE & RUBBER CO., LTD.,
a Korean Corporation,

CASE NO. C 06-03359 JF
(Consolidated With Case No. C 06-00213 JF)

Plaintiff,

**STIPULATION TO SCHEDULE
FURTHER BRIEFING ON GLASFORMS'
MOTION TO COMPEL AND MOTION
FOR SANCTIONS; [PROPOSED] ORDER
THEREON**

19 GLASFORMS, INC., a California
20 corporation.

Plaintiff/Defendant/
Third-Party Plaintiff.

Y.

24 CTG INTERNATIONAL (NORTH
25 AMERICA) INC., an Indiana Corporation;
26 TAISHAN FIBERGLASS, INC., a
corporation organized under the laws of the
People's Republic of China,
Defendants/Third-Party Defendants.

1 This revised stipulation is entered into between Plaintiff/Defendant/Third-Party Plaintiff
2 Glasforms, Inc. (“Glasforms”), Third-Party Defendant CTG International (North America) Inc.
3 (“CTG”), and Third-Party Defendant Taishan Fiberglass, Inc. (“Taishan”), by and through their
4 respective counsel of record.

RECITALS

Glasforms' Motion for Sanctions

7 WHEREAS, a hearing on Glasforms' Motion for Sanctions Due to Taishan's Spoliation of
8 Evidence ("Motion for Sanctions") was held on August 13, 2008;

9 WHEREAS, the Court on September 19, 2008 issued an Interim Order regarding the
10 Motion for Sanctions which required Glaforms and Taishan to file supplemental briefs by
11 November 3, 2008;

Glasforms' Motion to Compel

13 WHEREAS, a hearing on Glasforms' Motion to Compel further Responses by Taishan to
14 Requests for Production of Documents and Things, Sets Four and Five ("Motion to Compel")
15 was held on October 22, 2008;

16 WHEREAS, the Court ordered Glasforms and Taishan to meet and confer and file a five
17 page supplemental brief, jointly or separately, explaining what remains at issue in the Motion to
18 Compel by November 5, 2008;

Toll of Litigation Activity

20 WHEREAS, Glasforms, CTG, and Taishan (collectively the "Parties") executed a
21 stipulation to mediate the above-captioned matter before the Honorable Walter P. Capaccioli
22 (Ret.) on December 12, 2008;

23 WHEREAS, the Court on November 5, 2008 issued an order based upon said stipulation
24 which tolled all litigation activity and deadlines pending the mediation;

25 WHEREAS, the Parties agreed to reschedule the mediation to January 9, 2009;

26 WHEREAS, to conserve the resources of the Parties and the Court, the parties stipulated
27 to continue to toll all litigation activity and deadlines pending the rescheduled mediation;

1 WHEREAS, the Court on December 5, 2008 issued an order based upon said stipulation
2 which tolled all litigation activity and deadlines pending the rescheduled mediation;

3 WHEREAS, the Parties did not reach a settlement at the mediation;

4 NOW THEREFORE, IT IS HEREBY AGREED AND STIPULATED, by and between
5 Glasforms, CTG, and Taishan, through their respective counsel of record, and subject to Court
6 approval, that:

7 (A) All meet and confer efforts regarding Glasforms' Motion to Compel shall be
8 completed by February 13, 2009;

9 (B) supplemental brief(s) regarding Glasforms' Motion to Compel shall be filed by
10 each party, jointly or separately, by February 20, 2009; and

11 (C) supplemental briefs regarding Glasforms' Motion for Sanctions shall be filed by
12 each party by February 27, 2009.

13 IT IS SO STIPULATED:

14 Dated: February 9, 2008

HOPKINS & CARLEY
A Law Corporation

16 By: /s/ Noelle R. Dunn

17 Robert A. Christopher

18 Eugene Ashley

19 Noelle R. Dunn

20 Attorneys for Plaintiff/Defendant/Third-
21 Party Plaintiff GLASFORMS, INC.

22 Dated: February 9, 2008

CAMPBELL, WARBURTON,
FITZSIMMONS, SMITH, MENDELL &
PASTORE

23 By: /s/ J. Michael Fitzsimmons

24 J. Michael Fitzsimmons

25 Lisa Jeong Cummins

26 Attorneys for Third Party Defendant
27 CTG INTERNATIONAL (NORTH
28 AMERICA) INC.

1 Dated: February 9, 2008

BAKER & DANIELS LLP

3 By: /s/ Kevin M. Toner

4 David K. Herzog

5 Kevin M. Toner

6 April Sellers

7 Jennifer M. Phelps

Attorneys for Third-Party Defendants
TAISHAN FIBERGLASS, INC. and CTG
INTERNATIONAL (NORTH
AMERICA) INC.

8

9 IT IS ORDERED that:

10 (A) All meet and confer efforts regarding Glasforms' Motion to Compel shall be
11 completed by February 13, 2009;

12 (B) supplemental brief(s) regarding Glasforms' Motion to Compel shall be filed,
13 jointly or separately, by February 20, 2009; and

14 (c) supplemental briefs regarding Glasforms' Motion for Sanctions shall be filed by
15 each party by February 27, 2009.

16

17 Dated: February 10, 2009


18 HONORABLE RICHARD SEEBOORG
19 Magistrate Judge, United States District Court

1 PURSUANT TO GENERAL ORDER NO. 45,

2 I, Noelle R. Dunn, the ECF User transmitting and filing this Revised Stipulation to
3 Schedule Further Briefing On Glasforms' Motion To Compel And Motion For Sanctions and
4 [Proposed] Order Thereon, attest that I have obtained the concurrence of Kevin Toner and
5 J. Michael Fitzsimmons on this filing.

6 I declare the foregoing under the penalty of perjury.

7 Dated: February 9, 2008

8 HOPKINS & CARLEY
A Law Corporation

9
10 By: /s/ Noelle R. Dunn
11 Noelle R. Dunn
12 Attorneys for Plaintiff/
13 Defendant/Third-Party Plaintiff,
14 GLASFORMS, INC.